THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.24155 of 2004

Dated: 03-08-2004

Between:

B. Uppalaiah

…Petitioner(s)

a n d

The Revenue Divisional Officer, Mahaboobabad, Warangal District and another

…Respondent(s)

THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.24155 of 2004

ORDER:

This writ petition is filed seeking mandamus declaring the proceedings dated 12.07.2004 in Revision Petition No.06/2003 on the file of the third respondent confirming the orders dated 07.03.2003 in Appeal No.23/2002 passed by the second respondent confirming the orders dated 29.10.2002 in R.C.No.P/2601/2000 on the file of the first respondent as arbitrary and illegal.

It appears that the petitioner was an authorized fair price shop dealer of Arpanpally village of Kesamudram Mandal in Warangal District. When the authorities found that the petitioner was involved in certain irregularities, he was issued with a show cause notice and after conducting a detailed enquiry the Revenue Divisional Officer, Mahaboobabad, who is the first respondent herein, issued proceedings dated 29.10.2002 cancelling the authorization of the petitioner. Aggrieved by the same, the petitioner carried the matter in appeal before the Joint Collector, Warangal, who is the second respondent herein. The appellate authority, after detailed consideration of the orders passed by the Revenue Divisional Officer and the material made available before it, confirmed the orders passed by the first respondent and dismissed the appeal. Further aggrieved by the same, the petitioner filed a revision before the District Collector,

Warangal, who is the third respondent herein. The District Collector also after a detailed consideration of the impugned order and the other material made available before it dismissed the revision against which the present writ petition is filed.

No extraordinary grounds are made out to interfere with the orders passed by the authorities below. The only contention of the learned counsel for the petitioner is that the charges firstly they are trivial in nature and secondly even if they are proved they do not deserve such a harsh punishment like cancellation of dealership. I have gone through the orders passed by the Revenue Divisional Officer, the Joint Collector and the District Collector. All the authorities in equivalent terms considered each and every allegation made against the petitioner and came to a conclusion that the petitioner has contravened the provisions of the A.P. State Public Distribution System (Control) Orders, 2001, and therefore cancelled the authorization of the petitioner. I am of the opinion that no grounds are made out to interfere with such orders passed by the authorities below under Article 226 of the Constitution of India. The writ petition is therefore devoid of merits and is liable to be dismissed.

Accordingly, the writ petition is dismissed. No order as to costs.

03.08.2006

cvrk

THE HON'BLE SRI JUSTICE C.V.RAMULU

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WRIT PETITION No.22939 of 2004

Dated: 03-08-2004

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